

CASE 31481A

#11/EFC  
AP  
10/29/02CERTIFICATE OF FACSIMILE TRANSMISSION

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Mary Kakefuda Mary Kakefuda 10/29/02  
Type or Print Name Signature Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Levin *et al.*

Appl. No. 09/896,186

Filed: June 29, 2001

For: Method of Controlling Gene  
Expression and Gene Silencing

Art Unit: 1638

Examiner: Ashwin Mehta

Atty Docket: 31481A

**REPLY TO RESTRICTION/ELECTION REQUIREMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In the Office Action mailed October 3, 2002, the claims were restricted into eight groups. Accordingly, Applicants hereby elect the claims of group IV (claims 25-30, 39, 40, 44, 45, 46, 47, 48, 52, 53, 54, 55, 59 and 60), and Applicants also elect SEQ ID NO:23, without traverse. However, Applicants reserve their right to Petition from the election requirement under 37 C.F.R. § 1.144.

It is believed that there is no need for an Extension of Time for entry of this paper. However, if it is deemed that any such extension or any other fees are necessary to maintain pendency of this application, then the Office is hereby authorized to charge Deposit Account No.

-2-

Kramer *et al.*  
Application No. 09/251,645

50-1744 (in the name of Syngenta Biotechnology Inc.) for payment of such fees.

Respectfully submitted,

Mary Kakefuda  
Mary Kakefuda

Attorney for Applicants  
Registration No. 39,245

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Date: October 29, 2002



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OFFICIAL

Attention of:	Ex'r Ashwin Mehta	From:	Mary Kakefuda
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No. of pages (including cover sheet)	3	Re:	09/896,186

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Dear Examiner Mehta,

Attached for filing in 09/896,186 is the following:

1. Response to the Restriction/Election Requirement of 10/03/2002.

Respectfully submitted,

Mary Kakefuda  
Reg. No. 39,245  
Attorney for Applicants